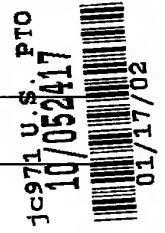


01-28-02

PENNIE &amp; EDMONDS LLP DOCKET NO. 1803-0329-999

Express Mail No.: EL 452 482 193 US

01/17/02



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application: Examiner Souaya, J.Art Unit 1655

Assistant Commissioner for Patents  
Box PATENT APPLICATION  
Washington, D.C. 20231

Sir:

This is a request for filing a ☒ continuation ☐ divisional application under 37 CFR § 1.53(b), of pending prior application no. 09/146,631 filed on September 3, 1998.

of David H. Gelfand, Fred L. Reichert, Lisa V. Kalman, Christopher L. Sigua and Thomas W. Myers  
(inventor(s) currently of record in prior application)

for THERMOSTABLE DNA POLYMERASES INCORPORATING NUCLEOSIDE TRIPHOSPHATES  
LABELED WITH FLUORESCHEIN FAMILY DYES  
(title of invention)

1. ☒ The filing fee is calculated below:

## PATENT APPLICATION FEE VALUE

TYPE	NO. FILED	LESS	EXTRA	EXTRA RATE	FEE
Total Claims	54	-20	34	\$18.00 each	\$ 612.00
Independent	9	-3	6	\$84.00 each	\$ 504.00
Basic Fee					\$ 740.00
Multiple Dependency Fee If Applicable (\$280.00)					\$ 0.00
Total					\$ 1,856.00
50% Reduction for Independent Inventor, Nonprofit Organization or Small Business Concern					- \$ 0.00
Total Filing Fee					\$ 1,856.00

2. ☒ Please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150. A copy of this sheet is enclosed.
3. ☒ Amend the specification by inserting before the first line the following sentence: This is a continuation of Application Serial No. 09/146,631, filed September 3, 1998, the content of which is hereby incorporated by reference in its entirety.

- 4a. ☐ New formal drawings are enclosed.
- 4b. ☒ Informal drawings are enclosed.
- 5a. ☒ Priority of application no. 09/146,631 filed on 9-3-98 is claimed under 35 U.S.C. §120.
- 5b. ☐ The certified copy has been filed in prior application no. , filed .
6. ☒ The prior application is assigned of record to F. Hoffmann-La Roche AG.
- 7a. ☒ A copy of the Power of Attorney filed in the prior Application Serial No. 09/146,631, filed 9-3-98 is enclosed.
- 7b. ☐ A Power of Attorney is enclosed.
8. ☐ This application contains nucleic acid and/or amino acid sequences required to be disclosed in a Sequence Listing under 37 CFR §§1.821-1.825. It is requested that the Sequence Listing in computer readable form from prior application no., filed on be made a part of the present application as provided for by 37 C.F.R. §1.821(e). The sequences disclosed therein are the same as the sequences disclosed in this application. A copy of the paper Sequence Listing from application no. is enclosed.
9. ☐ The undersigned states, under 37 C.F.R. §1.821(f), that the content of the enclosed paper Sequence Listing from Application Serial No. 09/146,631 is the same as the content of the computer readable form submitted in Application Serial No. 09/146,631.
10. ☐ DO NOT PUBLISH. I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).
11. ☐ Additional enclosures or instructions.

Respectfully submitted,

Date: January 17, 2002



42,983

Rahul Pathak (Reg. No.)  
For: Jennifer Gordon (Reg. No. 30,753)  
**PENNIE & EDMONDS** LLP  
1155 Avenue of the Americas  
New York, New York 10036